

IN THE UNITED STATES BANKRUPTCY COURT  
NORTHERN DISTRICT OF OHIO  
EASTERN DIVISION

IN RE:

RICHARD MCKAY OSBORNE, JR.

CASE NO: 17-14920 aih

DANIEL M. MCDERMOTT  
UNITED STATES TRUSTEE

CHAPTER 7

Plaintiff

ADVERSARY PROCEEDING NO.  
18-01124 aih

Vs

RICHARD MCKAY OSBORNE, JR.  
&  
TRICIA A. OSBORNE

Defendants

**MOTION TO WITHDRAW AS COUNSEL FOR  
RICHARD M. OSBORNE, JR and TRICIA A. OSBORNE**

Now comes attorney Heather L. Moseman and moves this court for an order of this Court to withdrawal as counsel for Defendant Richard M. Osborne, Jr. under Ohio Rule of Professional Responsibility 1.16(b)(5)&(6). Attorney Moseman has provided regular bills to Mr. Osborne, Jr. and has not received a payment since January 2019. Attorney Moseman notified Mr. Osborne, Jr. via email that to continue representation payment in full for work done to date must be made. Mr. Osborne, Jr. was not able to make the payment and understood representation would terminate if payment could not be made. To date Mr. Osborne, Jr. owes Moseman Law Office, LLC in excess of \$6000.00 and to continue to represent Mr. Osborne, Jr. would create a financial hardship to Attorney Moseman.

Wherefore, attorney Moseman moves this Court for an order to withdraw as counsel of record for Richard M. Osborne, Jr. and Tricia A. Osborne.

Respectfully submitted,

/s/ Heather L. Moseman  
Heather L. Moseman, Esq. (0076457)  
MOSEMAN LAW OFFICE, LLC  
Attorney for Debtors  
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Mentor, Ohio 44060  
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CERTIFICATE OF SERVICE

I certify that on August 20, 2019 a true and correct copy of the **MOTION TO WITHDRAW AS COUNSEL FOR RICHARD M. OSBORNE, JR and TRICIA A. OSBORNE** was served:

Via the court's Electronic Case filing System on these entities and individuals who are listed on the court's Electronic Mail Notice List:

Scott R. Bellhorn, Office of US Trustee via ECF filing

David Simon, chapter 7 Trustee via ECF filing.

And by regular U.S. Mail, postage prepaid, on:

Richard M. and Tricia A Osborne, Jr. at 9050 Jackson Street, Mentor, OH 44060

/s/ Heather L. Moseman  
Heather L. Moseman (0076457)  
MOSEMAN LAW OFFICE, LLC